IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5649 of 2006

Maharashtra Rajya Gramsevak Sangh .. Petitioner

versus

The Principal Secretary, Ministry
of Rural Development, Government
of Maharashtra & ors. .. Respondents

...

Mr.G.M. Savagane for the petitioner.
Mr.C.R. Sonawane, AGP for respondent nos.1, 3 and 4.

CORAM : S.B. MHASE AND
D.G.KARNIK, JJ

DATED : 5th July 2007.

P.C.:

. The petitioners have approached to this court making a claim that the duties and responsibilities of the post of Gram Sevak and that of the agricultural assistant are one and the same. The Government has accepted that the qualification for the appointment to the said posts are equal but the Government has categorically stated that the duties and responsibilities are different. In order to spell out the duties and responsibilities of both these posts, we have gone through the petition. We

do not find in the petition anywhere the duties of the Gram Sevak and agricultural assistant being mentioned by the petitioner.

2. The petitioners being government servant are claiming equivalence with an agricultural assistant and therefore it was obligatory for the petitioner to aver in the petition specifically the duties of both the services so that this court could compare the duties to find out whether the same work is extracted from a similar situated person. Unfortunately, except an averment that they are equal in status, no particulars of their duties and responsibilities have been explained in the petition. We called upon the learned counsel across the bar to explain, but the learned counsel was miserably not prepared with the duty list of both the posts. We wanted to know atleast the provisions of rules under which the duties of these posts have been provided for them. Learned counsel was unable to place his hands on any rules or the law in this regard.

3. Under these circumstances, we refrain to entertain the petition. Petition is hereby rejected.

(D.G. KARNIK, J) (S.B. MHASE, J)